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11 NISSAN NORTH AMERICA, INC.

12 UNITED STATES DISTRICT COURT  
13 CENTRAL DISTRICT OF CALIFORNIA  
14

15 HUMBERTO DANIEL KLEE and  
16 DAVID WALLAK individually, and on  
17 behalf of a class of similarly situated  
18 individuals,

18 Plaintiffs,

19 v.

20 NISSAN NORTH AMERICA, INC.;  
21 and NISSAN MOTOR COMPANY,  
22 LTD.,

22 Defendants.  
23  
24  
25  
26  
27  
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Case No. CV12-08238 DDP (PJWx)

**DECLARATION OF EVA RIBMAN**

1 I, Eva Ribman, declare as follows:

2 1. My name is Eva Ribman. Except for those matters stated on  
3 information and belief, I have personal knowledge of facts stated herein, and if  
4 called upon to testify as a witness, I could and would competently testify to them.  
5 As to those matters stated on information and belief, I am informed and believe  
6 them to be true.

7 2. I am a Senior Planner in the Customer Quality Department of  
8 Nissan North America, Inc. ("NNA").

9 3. NNA's Customer Quality Department manages the customer  
10 database of records and transactions concerning the vehicles NNA distributes in  
11 the United States. In connection with my duties, I am familiar with the filing,  
12 storage, and retrieval of these records. The database contains, among other things,  
13 information regarding the selling dealer, the state of residence of the purchaser and  
14 the date of the transaction. By performing an electronic search in NNA's records  
15 databases, I am able to obtain information about vehicles sold by authorized Nissan  
16 dealers in the United States.

17 4. I performed a search to determine the number of 2011 – 2012 model  
18 year Nissan LEAF<sup>TM</sup> vehicles that were purchased (including leases) throughout  
19 the United States and the residency of those purchasers at the time of sale. NNA's  
20 records reflect that from December 2010 to September 24, 2012, California sales  
21 represent less than two-thirds of the proposed purchaser class.

22 I declare under penalty of perjury of the laws of the United States of  
23 America that the foregoing is true and correct.

24 Executed this 4 day of January 2013 in Franklin, TN.

25  
26   
27 Eva Ribman  
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